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8 **UNITED STATES DISTRICT COURT**
9 **WESTERN DISTRICT OF WASHINGTON**
10 **AT TACOMA**

11 PETER J. McDANIELS,

12 Plaintiff,

13 v.

14 BELINDA STEWART, et al.,

15 Defendants.

16 CASE NO. 3:15-cv-05943-BHS-DWC

17 **ORDER GRANTING IN PART**
18 **MOTION FOR LEAVE TO FILE**
19 **EXCESS PAGES**

20 Plaintiff Peter J. McDaniels, proceeding *pro se*, filed this civil rights Complaint pursuant
21 to 42 U.S.C. § 1983. Presently before the Court is Plaintiff's Motion for Leave to File Excess
22 Pages ("Motion"). Dkt. 245.¹

23 Pursuant to Local Rule 7, Motions for Summary Judgment and briefs in opposition "shall
24 not exceed twenty-four pages." LCR 7(e)(3). If a party desires to go over that limit, the party
must file a motion of no more than two pages no later than three days before the deadline for the

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¹ The Court notes Defendants' Motion for Summary Judgment is also pending before the Court. Dkt. 231.
26 The Court will address that Motion in a separate Report and Recommendation.

1 || pleading. LCR 7(f). Motions requesting leave to exceed the page limit are generally disfavored.

2 *Id.*

3 Here, Plaintiff has asked permission to file a 98 page Response – 74 pages over the limit
4 prescribed the LCR 7. Dkt. 245. He argues he is not versed in the law and so has difficulty with
5 concise legal writing, he does not possess a work processor, and he insists that this is the shortest
6 draft he is able to provide. Dkt. 245.

7 The Court believes 98 pages is excessive and will not grant Plaintiff leave to file such a
8 lengthy pleading. However, the Court recognizes Defendants have raised nine grounds in their
9 Motion for Summary Judgment and addressing so many grounds as a *pro se* litigant may take
10 additional space. Dkt. 231.

11 Therefore it is ORDERED:

- 12 1) Plaintiff's Motion (Dkt. 245) is granted in part. Plaintiff may file an Amended
13 Response to Defendants' Motion for Summary Judgment that is no longer than 50
14 pages. Plaintiff is also reminded that exhibits, declarations, and other supporting
15 documentation will not count toward this page limit.
- 16 2) Plaintiff shall file his Amended Response on or before August 13, 2018. Failure to
17 file an Amended Response by that date will result in the Court considering only the
18 first 50 pages of Plaintiff's current Response (Dkt. 246) when the Court makes a
19 determination on the Motion for Summary Judgment (Dkt. 231).

1 3) The Clerk is directed to remote Defendants' Motion for Summary Judgment (Dkt.
2 231) to August 17, 2018.

3 Dated this 16th day of July, 2018.

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6 David W. Christel
7 United States Magistrate Judge
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